

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

KURTIS E. ARMANN,)	
)	
Petitioner,)	Civil Action No. 04-118(E)
)	
v.)	Judge Sean J. McLaughlin
)	Magistrate Judge Susan Paradise Baxter
WARDEN, FCI McKEAN,)	
)	
Respondent.)	

ORDER

Upon consideration of Respondent's Notice of Appeal, it is hereby ORDERED on this _____ day of _____, 2006, that Respondent's Appeal is granted; the Magistrate Judge's Order of March 14, 2006 is vacated, and Petitioner's Motion for Evidentiary Hearing is denied.

_____, J.

cc: Thomas W. Patton, Federal Public Defender
Christy Wiegand, Assistant United States Attorney